

CRIMINAL DOCKET
UNITED STATES DISTRICT COURT

BARROW

74-CR-75

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<p>THE UNITED STATES</p> <p>vs.</p> <p>EUGENE RICHARD HIDAY (bond)</p> <p>Eugene R. Hiday 735 North Quaker Tulsa, Oklahoma 74106</p>	<p>For U. S.:</p> <p>Jack M. Short Asst. U. S. Attorney</p> <p>For Defendant:</p> <p>John Street (ret.) Denver Bldg., Rm. 201 Tulsa, Oklahoma 74119</p>

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 7-1-74	Clerk				
J.S. 3 mailed 7-1-74 ^{Suppl.} 8-1-75	Marshal				
Violation Theft of mail matter by Postal Service Empl. or Officer.	Docket fee				
Title 18					
Sec. 1709					
\$2,000 and/or 5 yrs.					
3 counts					

DATE	PROCEEDINGS
6-13-74	Indictment, filed in open court.jj
6-13-74	Record vote of grand jury, filed in open court.jj
6-13-74	Appearance bond (\$1,000 personal), filed.jj
6-13-74	Order specifying methods and conditions of release, filed.jj
6-14-74	MO: Case set for arraignment 6-18-74 at 10:00 A.M. (AEB-J) Notices mailed and atty called.
6-18-74	Case called for Arraignment and plea. Deft. present and represented; govt. represented. Indictment read. The Deft. was Arraigned and enters pleas of GUILTY as to Counts 1,2,& 3. And the Court being satisfied with the pleas, sets Sentencing on June 26, 1974 at 10:00 a.m. Waiver of Jury signed and filed in open court.(AEB-J)s
6-26-74	Case called for sentence. Deft. present and represesnted. govt represented. Defendant and counsel are asked if they have anything to say before sentence is passed. Judgment and Sentence-EUGENE RICHARD HIDAY Imposition of sentence suspended as to COUNTS 1,2, &3.

DATE	PROCEEDINGS
	<p>and the Deft. is placed on probation for a period of Three (3) years- Count 1. Three (3) years as to Count 2. Three (3) years as to count 3. It is further adjudged that counts 2, & 3 are to run concurrent to the sentence imposed in Count 1.</p> <p>It is Further adjudged that the conditions of probation are</p> <ol style="list-style-type: none"> 1. that the Deft. Make restitution to MasterCard 2. That the Deft. Make restitution to BankAmericard 3. that the deft. Pay to the Court Clerk \$100.00 Restitution for mail embezzlement. Restitution to be paid within 2 yrs. at Monthly intervals. 4. That the Deft. Complete College. (AEB-J)s <p>6-26-74 Judgment and Order of Probation, filed and entered. Two c/c to U.SP.s</p>
4-22-75	Appl. & Order for issuance of a bench warrant for Deft. Hiday, filed. (AEB-J)v -warrant issued this date.
7-9-75	MO: Case set for hearing on revocation of probation 7-17-75 at 10:00 a.m. (AEB-J)k
7-9-75	Petition for Writ of Habeas Corpus Ad Prosequendum, filed. mm o to f
7-11-75	Order granting Writ of Habeas corpus ad Prosequendum, filed. (AEB-J)g Writ issued.
7-15-75	Waiver of preliminary hearing before Magistrate, filed by def. rm
7-17-75	Case called for hearing on revocation of probation. Deft. present & represented. Govt. represented by Mr. Graham. Probation officer makes statements of violations of probation. Deft. & counsel asked if they have anything to say before sentence is pronounced.
	Judgment & SENTENCE - EUGENE RICHARD HIDAY
	Ct. 1 - Atty. Gen. for a period of Three (3) years.
	Ct. 2 - Atty. Gen. for a period of Three (3) years.
	Ct. 3 - Atty. Gen. for a period of Three (3) years.
	Cts. 2 & 3 to run concurrently with sentence imposed in Ct. 1. Sentence to commence at the expiration of State sentence now being served. Court recommends a minimum security institution. (AEB-J) b
7-17-75	Judgment & Commitment, filed & entered. (AEB-J)b
7-17-75	Two c/c of J&C delivered to USM. b
7-29-75	WHCAP, ret. & filed: deft. Eugene Richard Hiday transported from Ok. State Pen., McAlester to Tulsa County Jail on 7-14-75, and returned to Ok. State Pen., McAlester, on 7-23-75. g
8-7-75	Warrant for Arrest of Probationers, returned unserved; subject handled on WHCAP. g
2-14-77	J&C, ret. & filed: deft. delivered to FCI, Texarkana, Tx. 2-9-77. g

UNITED STATES MAGISTRATE

NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Claudine S. Barnes

(Name of magistrate)

U. S. Court House, Tulsa, Oklahoma

(Address)

MAGISTRATE'S
DOCKET No. 74 CASE No. 102M
THE UNITED STATES
vs.
EUGENE RICHARD HIDAY

Complaint filed on June 5, 1974, by R. I. Roethe
Official title Postal Inspector, charging violation of
United States Code, Title 18, Section 1709, on June 5
1974, at Tulsa, Oklahoma in the
division of the Northern district of Oklahoma
as follows:

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date June 5, 1974 Warrant/Summons for Eugene Richard Hiday
to (name and title of officer) U. S. Marshals Service or any other authorized officer (Name of defendant)
Substance of return Executed by arrest of Eugene Richard Hiday at Tulsa, Oklahoma
on June 5, 1974

Date Warrant/Summons for
to (name and title of officer) (Name of defendant)
Substance of return

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date June 5, 1974 Arrested by { on warrant of Claudine S. Barnes (Name of issuing officer)
without warrant. Tulsa, Oklahoma (Address)

Appearances { for United States Hubert H. Bryant (Name) (Address)
for accused None (Name) (Address)

Proceedings taken The accused appeared before the undersigned Magistrate and was
advised of his right to counsel. Accused waived counsel for this hearing only
if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
and stated he would retain counsel for all future proceedings. Accused was

if that is the fact; any adjournments taken, etc.
informed of the charge as contained in Complaint, of his right to bail and right
to a preliminary hearing. Bail was set at \$1,000 personal. Preliminary hearing
was set for June 13, 1974 at 2 P.M.

Outcome Accused released from custody upon execution of \$1,000 personal bond.

Bail fixed June 5, 1974 Amount, \$1,000.00 Bonded June 5, 1974, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date _____ Appearances for _____

{ United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

_____, _____
_____, _____
_____, _____
_____, _____

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

INDICTED BY GRAND JURY ON JUNE 13, 1974.

Defendant retained John Street to represent him.

Outcome _____
Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to _____
on _____, 19____

Certified to be a correct transcript.

Made this 14th day of June, 19 74

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, June 14, 19 74

Claudine S. Barnes

United States Magistrate.